

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE  
(REV/2-2005)

ATTORNEY'S DOCKET NUMBER

50680-6 /slr

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

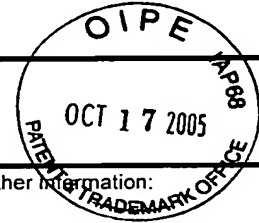
U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/553661

INTERNATIONAL APPLICATION NO.  
PCT/CA2004/000571INTERNATIONAL FILING DATE  
April 16, 2004PRIORITY DATE CLAIMED  
April 17, 2003

## TITLE OF INVENTION

PYGOPUS IN DIAGNOSIS AND TREATMENT OF CANCER

APPLICANT(S) FOR DO/EO/US  
KENNETH KAO, ET AL

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A copy of the International Search Report (PCT/ISA/210).

## Items 13 to 23 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment. (For purposes of Calculating Fees)
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☒ A power of attorney and/or change of address letter.
19. ☒ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
22. ☐ Express Mail Label No.
23. ☒ Other items or information:

Statement Under 37 CFR 3.73(b) - 1 page  
AR Card

|  |              |  |            |   |            |
|--|--------------|--|------------|---|------------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.55)<br><b>10/553661</b>   |              | INTERNATIONAL APPLICATION NO.<br><b>PCT/CA2004/000571</b>              |            | ATTORNEY'S DOCKET NUMBER<br><b>50680-6 /slr</b> |            |
| The following fees are submitted:  |              |  |            | CALCULATIONS PTO USE                            |            |
| 24. <input checked="" type="checkbox"/> Basic national fee ..... \$300   |              |  |            | \$  | \$300.00   |
| 25. <input checked="" type="checkbox"/> Examination fee<br>If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4). ..... \$100<br>All other situations. .... \$200   |              |  |            | \$  | \$200.00   |
| 26. <input checked="" type="checkbox"/> Search fee .....<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100<br>International Search Report prepared and provided to the Office ..... \$400<br>All other situations. .... \$500   |              |  |            | \$  | \$400.00   |
| <b>TOTAL OF 24, 25 and 26 =</b>  |              |  |            | \$  | \$900.00   |
| <input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.  |              |  |            |   |            |
| Total Sheets   | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole) | RATE       |   |            |
| 146 - 100 =  | 46 /50 =     | 1  | x \$250.00 | \$  | \$250.00   |
| Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).  |              |  |            | \$  |            |
| CLAIMS   | NUMBER FILED | NUMBER EXTRA   | RATE       |   |            |
| Total claims   | 21 - 20 =    | 1  | x \$50.00  | \$  | \$50.00    |
| Independent claims   | 3 - 3 =      | 0  | x \$200.00 | \$  | \$0.00     |
| MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00  |              |  |            | \$  | \$0.00     |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |              |  |            | \$  | \$1,200.00 |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.  |              |  |            | \$  | \$600.00   |
| <b>SUBTOTAL =</b>  |              |  |            | \$  | \$600.00   |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).  |              |  |            | \$  | \$0.00     |
| <b>TOTAL NATIONAL FEE =</b>  |              |  |            | \$  | \$600.00   |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +  |              |  |            | \$  | \$40.00    |
| <b>TOTAL FEES ENCLOSED =</b>   |              |  |            | \$  | \$640.00   |
|  |              |  |            | Amount to be                                    | \$         |
|  |              |  |            | Amount to be                                    | \$         |
| <p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>19-2550</u> in the amount of <u>\$640.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-2550</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:<br/> <b>SMART &amp; BIGGAR</b><br/> P.O. Box 2999, Station D<br/> 900 - 55 Metcalfe Street<br/> Ottawa, Ontario<br/> K1P 5Y6, Canada<br/> Tel.: (613) 232-2486</p> |              |  |            |   |            |
|  |              |  |            | SIGNATURE                                       |            |
|  |              |  |            | Thuy H. Nguyen                                  |            |
|  |              |  |            | NAME  |            |
|  |              |  |            | 47,336  |            |
|  |              |  |            | REGISTRATION NUMBER                             |            |